

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

CORALYN GRUBBS, LOUIS SMITH, ALI RIVERA, and SEAN MILLER, individually and on behalf of all other persons similarly situated,

Plaintiffs,

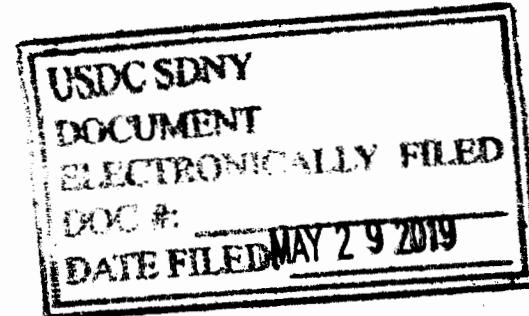
v.

LEE BROWN, in his official capacity as Police Commissioner of the City of New York; NEW YORK CITY POLICE DEPARTMENT; GERALD MITCHELL, in his official capacity as Acting Commissioner of Correction of the City of New York; NEW YORK CITY DEPARTMENT OF CORRECTION; DAVID DINKINS, in his official capacity as Mayor of the City of New York; THE CITY OF NEW YORK; MATTHEW T. CROSSON, in his official capacity as Chief Administrator of the Courts; and MILTON L., in his official capacity as Deputy Chief Administrative Judge of the New York City Courts

Defendants.

WHEREAS, at the January 22, 2019 Status Conference, this Court set the following schedule for discovery and briefing:

1. March 15, 2019, Plaintiffs to (1) provide non-expert affidavits; (2) disclose identity of expert(s), provide their CVs and identify broadly the issues they will be opining upon; and (3) notice depositions for non-expert witnesses other than those to be identified by the Defendants, providing deposition topics.
2. April 5, 2019, Defendant City of New York ("Defendant") to decide whether to provide any non-expert witness affidavits to rebut the plaintiffs' non-expert



No. 92-CV-2132
(GBD)

**STIPULATION AND
[REDACTED] ORDER**

SO ORDERED
The status conference is adjourned
from June 04, 2019 to August 6, 2019
at 9:45 a.m.

George B. Daniels
HON. GEORGE B. DANIELS

witnesses. If so, it must identify such witnesses and either identify issues or produce an affidavit.

3. April 19, 2019, Plaintiffs' expert report(s) due.
4. April 30, 2019, completion of non-expert witness depositions.
5. May 23, 2019, Defendant's expert report(s) due.
6. June 4, 2019, Status Conference, 9:45 am.
7. June 28, 2019, completion of expert depositions.
8. July 31, 2019, Plaintiffs' opening brief due.
9. August 30, 2019, Defendants' opposition brief due.
10. September 20, 2019, Plaintiffs' reply brief due.¹

WHEREAS Plaintiffs and Defendant (together, the "parties") agree that certain portions of the foregoing discovery and briefing dates should be modified;

WHEREAS this is the parties' first request for a modification of the foregoing discovery and briefing dates; and

WHEREAS both parties reserve the right to seek a further extension of the discovery schedule set forth below depending on the outcome of any motion(s) to exclude the other party's expert report(s);

IT IS HEREBY STIPULATED AND AGREED by and between the parties that the discovery schedule shall be modified as follows:

1. June 14, 2019, completion of non-expert witness depositions.
2. June 7, 2019, Plaintiffs' expert reports due.

¹ Although the Court stated that briefing should be completed by September 10th, this date was apparently erroneous because the Court stated that Plaintiffs should have 20 days to reply. (Jan. 22 Hr. Tr. 52:6-7)

3. July 12, 2019, Defendant's rebuttal expert reports, and any motions to exclude Plaintiffs' experts, due.
4. August 9, 2019, completion of expert depositions.
5. August 16, 2019, any motions to exclude Defendants' expert(s) due.
6. September 6, 2019, Plaintiffs' opening brief due.
7. October 4, 2019, Defendant's opposition brief due.
8. October 24, 2019, Plaintiffs' reply brief due.

Dated: 5/17, 2019
New York, New York

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SO-ORDERED:

Dated: MAY 29 2019

George B. Daniels
Hon. George B. Daniels, U.S.D.J.